

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 22, 1997**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Wallin, Acting P.J., Crosby, J., Bedsworth, J. M. Urena, Deputy Clerk attending.

Crim	The People
No.	vs.
G019777	Daniel Sanchez Ortega

Merits. Cause called. Fay Arfa argues for appellant. Marilyn George, Deputy Attorney General, argues for respondent. Appellant to file a supplemental brief by September 26, 1997 at noon. Respondent to file a supplemental brief by October 1, 1997 at 5:00 p.m. Cause to be submitted on October 2, 1997.

Crim	The People
No.	vs.
G019861	Jose Guadalupe Gonzalez

Meits. Cause called. Michael P. Linfield argues for appellant. Esteban Hernandez, Deputy Attorney General, argues for respondent. Cause submitted.

Crim	The People
No.	vs.
G018335	Edward Charles Allaway

Merits. Cause called. John F. Bovee argues for appellant. Carl Terp, Deputy Attorney General, argues for respondent. Cause submitted.

Crim	The People
No.	vs.
G019665	Stephen Cleaves Hatch

Merits. Cause called. Raymond L. Haight argues for appellant. Holly Hoffman, Deputy Attorney General, argues for respondent. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 22, 1997 (Cont'd)**

Crim            The People  
No.            vs.  
G018949      Guadalupe Vincent Hernandez

Merits. Cause called. J. Peter Axelrod argues for appellant. Eugenia Lopez, Deputy Attorney General, argues for respondent. Cause submitted.

Court declared a recess.

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Wallin, J., Crosby, J., Bedsworth, J. M. Urena, Deputy Clerk attending.

Civil            Materialman Supply Co.  
No.            vs.  
G018010      Bailey & Schultz

Merits. Cause called. Paul M. Mahoney argues for appellant. Marjorie G. Fuller argues for respondent. Cause submitted.

Civil            Social Services Agency  
No.            vs.  
G021052      Aura Wacker

Merits. Cause called. Sylvia Paoli argues for appellant. Ward Brady, Deputy County Counsel, argues for Social Services Agency. Craig Arthur argues for the minor. Deputy Public Defender for father not present. Cause submitted.

Civil            Holy Family Services  
No.            vs.  
G021349      Claudia M.

Merits. Cause called. Lori A. Fields argues for appellant. Michael F. Kanne argues for respondent Holy Family Services. Michael D. Randall argues for the minor. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 22, 1997 (Cont'd)**

Civil            William O. Tally  
No.                vs.  
G016949        Board of Administration

Merits. Cause called. Stephen H. Silver argues for appellant. Maureen Reilly argues for respondent. Cause submitted.

Civil            Katherine L. Greene  
No.                vs.  
G016555        Larry Rothman

Merits. Cause called. Nathan Haut argues for appellant. Respondent Larry Rothman argues on his own behalf. Julie De Rose argues for respondent Pointe Quisset. Respondent Terence Calder is deceased. Cause submitted.

Civil            Hi Hopes  
No.                vs.  
G015138        Unico Foundation

Merits. Cause called. Holly R. Paul argues for appellant. Gregory C. Horn argues for respondent. Cause submitted.

Court declared a recess.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 23, 1997**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Wallin, J., Sonenshine, J., Crosby, J., Rylaarsdam, J. K. Rossi, Deputy Clerk attending.

Civil	M.S.D. Investments
No.	vs.
G016151	Truck Insurance Exchange

Merits. Cause called. Jim Crandall argues for appellant. Craig H. Bell argues for respondent. Cause submitted.

Crim	The People
No.	vs.
G019403	James Galvan and Roque Alijo

Merits. Cause called. Neil Auwarter argues for appellant James Galvan. Marcia C. Levine not present. Oral argument was waived for appellant Roque Alijo. Gary Schons, Deputy Attorney General, argues for respondent. Cause submitted.

Crim	The People
No.	vs.
G016901	Eric Deon Clark
G021069	.

Merits. Cause called. Richard Schwartzberg argues for appellant and petitioner Eric D. Clark. Meagan Beale, Deputy Attorney General, argues for respondent. Respondent to file a supplemental brief by October 24, 1997 at 5:00 p.m. Appellant to file a supplemental reply by November 7, 1997. Cause to be submitted on November 7, 1997.

Court declared a recess.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 23, 1997 (Cont'd)**

Court re-convened at 1:15 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Sonenshine, J., Rylaarsdam, J., Bedsworth, J. M. Urena, Deputy Clerk attending.

Civil           Bernardine W. Casenas  
No.            vs.  
G016713       Fujisawa Smithkline Corp.

Merits. Cause called. Thomas G. Hahn argues for appellant. Charles F. Palmer argues for respondent. Cause submitted.

Civil           Travis Fairweather  
No.            vs.  
G016676       City of La Habra

Merits. Cause called. Matthew B. F. Biren argues for appellant. Ronald F. Sceglio argues for respondent. Cause submitted.

Civil           C. M. Carr  
No.            vs.  
G016214       Blanca I. Escobar

Merits. Cause called. Steven J. Cote argues for appellant. C. Daniel Carroll argues for respondent. Cause submitted.

Civil           Lana Chandler  
No.            vs.  
G015491       Bruce Chandler

Merits. Cause called. Marjorie G. Fuller argues for appellant. Marsha Faith Levine argues for respondent. Cause submitted.

Civil           SDC/Pullman Partners  
No.            vs.  
G016212       Tolo Inc.

Merits. Cause called. Patrick E. Breen argues for appellant. William B. Hanley argues for respondent. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 23, 1997 (Cont'd)**

Civil            Samuel Schneider  
No.                vs.  
G020963        Bryna Langsam

Merits. Cause called. Zev S. Brooks argues for appellant. John E. Trommald argues for respondent. Cause submitted.

Civil            John Klopp  
No.                vs.  
G016300        Construction Specialties Inc.

Merits. Cause called. No appearance for appellant or respondent. Cause submitted.

Civil            Brooklyn Navy Yard  
No.                vs.  
G021381        Superior Court; Parsons Corp.

Merits. Cause called. Donald L. Morrow argues for petitioner. Timothy M. Traux argues for real party in interest. Cause submitted.

Civil            AB Group  
No.                vs.  
G015998        John E. Wertin  
Also G016618; G017531; G020272

Merits. Cause called. Frederic D. Cohen argues for appellants. John A. Sturgeon argues for Bank of America National Trust. Christian F. Dubia, Jr. argues for the remaining respondents. Cause submitted.

Court declared a recess.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 24, 1997**

Civil                      City of Santa Ana                      (Not for publication)  
No.                      vs.  
G015299                Quest International Investments, LTD.  
G016184

Judgment affirmed.

Wallin, Acting P.J.

We concur:    Sonenshine, J.  
                     Rylaarsdam, J.

Civil                      Patricia K. Ketchmark                      (Not for publication)  
No.                      vs.  
G015813                James R. Borgman

Judgment affirmed.

Sills, P.J.

I concur:        Rylaarsdam, J.  
I concur:        Sonenshine, J.

Crim                      The People                      (Not for publication)  
No.                      vs.  
G022108                Hurchel Pummel on Habeas Corpus

Writ granted.

Wallin, Acting P.J.

We concur:    Crosby, J.  
                     Rylaarsdam, J.

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Wallin, Acting P.J., Crosby, J., Bedsworth, J. J. McElroy, Deputy Clerk attending.

Civil                      Lester R. Rash  
No.                      vs.  
G017295                Bureau of Criminal Identification

Merits. Cause called. Christopher C. Foley, Deputy Attorney General, argues for appellant. Lynne M. Patterson argues for respondent. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 24, 1997 (Cont'd)**

Civil            Joann Warner  
No.                vs.  
G016812        California Physicians Service

Merits. Cause called. Steven C. Smith argues for appellant. Sara A. Keller argues for respondent. Cause submitted.

Civil            Brett A. Crail  
No.                vs.  
G016709        Primavera Video Productions

Merits. Cause called. Richard M. Peterson argues for appellant. Ruben Baeza argues for respondent Primavera Video Productions. Carlton Harpst argues for respondent R. William Rheinschild. Cause submitted.

Civil            City of Anaheim  
No.                vs.  
G016782        Southern California Edison Co.

Merits. Cause called. Donald H. Maynor argues for appellant. Michael Montoya argues for respondent. Cause submitted.

Court declared a recess.

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Wallin, J., Crosby, J., Rylaarsdam, J., Bedsworth, J. J. McElroy, Deputy Clerk attending.

Civil            Melissa Miramontes  
No.                vs.  
G018788        Nordstrom Inc.

Merits. Cause called. Robert J. Younger present for appellant. Michael D. Lind present for respondent. All counsel waive prior to oral argument. Cause submitted.



**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 24, 1997 (Cont'd)**

Civil            Kevin Paul Tantzen  
No.                vs.  
G016258        The Register

Merits. Cause called. Romain Oliver Nelsen argues for appellant. Richard E. Guilford argues for respondent California Insurance Guarantee. Cause submitted.

Civil            Special Operations, Inc.  
No.                vs.  
G018964        Lancer Insurance Company

Merits. Cause called. Frederick W. Werve argues for appellant. Bruce Janger argues for respondent. Cause submitted.

Civil            Ann Legge  
No.                vs.  
G018939        Toyota Motor Sales

Merits. Cause called. Randall S. Waier argues for appellant. Randolph T. Moore argues for respondent Daicel Inc. H. Franklin Hostetler argues for respondent Toyota Motor Sales. Cause submitted.

Civil            Natalie Slobodinskyj  
No.                vs.  
G019662        Morris Dashoff

Merits. Cause called. Richard A. Jones argues for appellant. Louise M. Marlin argues for respondent. Cause submitted.

Civil            Don Watson  
No.                vs.  
G019471        Frank Frost

Merits. Cause called. Shannon Gallagher argues for appellant. David L. Sanner argues for respondent. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 24, 1997 (Cont'd)**

Civil            Department of Motor Vehicles  
No.             vs.  
G019322       Lara Noel Linger

Merits. Cause called. Dana T. Cartozian, Deputy Attorney General, argues for appellant. Jeffrey Wilens argues for respondent. Cause submitted.

Civil            Gregory Metcalf  
No.             vs.  
G019240       Cal-Western Reconveyance

Merits. Cause called. Stuart W. Knight argues for appellant. Patrick E. Herman argues for respondent. Cause submitted.

Civil            Placentia Veterinary Clinic  
No.             vs.  
G019086       Northbrook Property

Merits. Cause called but not argued. Johanna Y. Hsu appeared for appellant. George M. Wallace appeared for respondent. Appellant to file a supplemental letter brief by October 24, 1997. Respondent to file supplemental letter brief by November 14, 1997. Appellant to file a reply letter brief by November 21, 1997.

Court declared a recess.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 25, 1997**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Sonenshine, J., Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

Civil           Lori Sukoff  
No.            vs.  
G016088       Gerold Williams

Merits. Cause called. Nathan B. Hoffman argues for appellant. Phillip E. Smith argues for respondent. Cause submitted.

Civil           Joseph Cruz  
No.            vs.  
G016954       Provena Foods

Merits. Cause called. Larry N. Willis argues for appellant. Lily Akhlaghi argues for respondent. Cause submitted.

Civil           Renee Clark  
No.            vs.  
G020375       Superior Court; Michael R. Capizzi

Merits. Cause called. Jack J. Kayajanian argues for petitioner. Karyn J. Driessen, Deputy County Counsel, argues for real party in interest. Donald Landis, Deputy Public Defender, argues on behalf of amicus curiae County of Orange. Mary Alice Roth, Deputy Attorney General, argues on behalf of amicus curiae State of California. Cause submitted.

Civil           Wells Fargo Bank  
No.            vs.  
G016909       Gary W. Ziebarth

Merits. Cause called. Finley L. Taylor argues for appellant. Michael S. Harm argues for respondents Gary and Pamela Ziebarth. Ray H. Edwards argues for respondent SHB Development. Timothy W. White argues for respondent Mid-Pacific Shore. Cause submitted.

Court declared a recess.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 25, 1997 (Cont'd)**

Civil	Jose A. Marquez	(Not for publication)
No.	vs.	
G017959	American Baptist Credit Union	

Judgment reversed and remanded.

Sills, P.J.

We concur: Rylaarsdam, J.  
Bedsworth, J.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 26, 1997**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Wallin, J., Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

Civil            Dyna Five Corporation  
No.                vs.  
G018625        Steve Schneider

Merits. Cause called. Nancy Kaufman argues for appellant. Jack A. Rauch argues for respondent. Cause submitted.

Civil            Smith, Smith & Kring  
No.                vs.  
G021209        William J. Kopeny

Merits. Cause called. Roy G. Weatherup argues for appellant. William J. Kopeny argues for respondent. Cause submitted.

Civil            Terry L. Friedman  
No.                vs.  
G017127        Nancy L. Friedman

Merits. Cause called. Terry L. Friedman argues on his own behalf. Kathleen M. Fitzgerald argues for respondent. Cause submitted.

Civil            Shirley A. Goemaat  
No.                vs.  
G018864        Ronald J. Goemaat

Merits. Cause called. Patrick A. McCall argues for appellant. Sheila Williams argues for respondent. Respondent to file a supplemental brief by October 10, 1997. Cause to be submitted on October 10, 1997.

Civil            Wawanesa Mutual Insurance  
No.                vs.  
G019652        Paul E. Matlock

Merits. Cause called. Peter M. Callahan argues for appellant. Teresa Trucchi argues for respondent. Cause submitted.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 26, 1997 (Cont'd)**

Civil  
No.  
G017365

Hopie Alvarez  
vs.  
Polyclad Laminates, Inc.

Merits. Cause called. Paul J. Coady argues for appellant. Darrell K. Moore argues for respondent. Cause submitted.

Civil                      Prudential Home Mortgage  
No.                      vs.  
G021015              Superior Court; Joe Diaz  
G021016 and G021066

Merits. Cause called. Jan T. Chilton argues for appellants Prudential Home Mortgage and Centerbank Mortgage. Randall L. Mason argues for appellant Guild Mortgage Company. Karen Barth and Paul Hedlund argue for respondent Joe Diaz. Cause submitted.

Court declared a recess.

Civil	Halina Douglas	(Not for publication)
No.	vs.	
G016168	Sizzler Restaurants International, Inc.	

Judgment reversed.

Wallin, J.

We concur: Sills, P.J.  
Rylaarsdam, J.

Civil                      Maureen Arrigale                      (Not for publication)  
No.                      vs.  
G016300              Construction Specialties, Inc.

Judgment affirmed.

Sonenshine, J.

We concur: Sills, P.J.  
Rylaarsdam, J.

**Court of Appeal, Fourth Appellate District  
Division Three, Santa Ana, September 26, 1997 (Cont'd)**

Crim No. G018701	The People vs. Edmond Tafu Lavale	(Not for publication)
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Judgment affirmed.

Sonenshine, J.

We concur: Sills, P.J.  
Rylaarsdam, J.

Crim No. G019697	The People vs. Mark Allen Houston	(Not for publication)
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Judgment affirmed.

Sonenshine, J.

We concur: Wallin, Acting P.J.  
Rylaarsdam, J.

Crim No. G019839	The People vs. Refugio Zuniga	(Not for publication)
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Judgment affirmed.

Sonenshine, J.

We concur: Wallin, Acting P.J.  
Rylaarsdam, J.